

COMBINED DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

CELLULAR INTERNET PROTOCOL MODEM NETWORK

the specification of which (check one) x is attached hereto or ___ was filed on ___ as Application No. ___ and was amended on ___ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information which is material to patentability as defined in 37 CFR § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)			Priority Claimed	
			Yes	No
Number	Country	Day/Month/Year Filed		
Number	Country	Day/Month/Year Filed		

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) below.

<u>60/095,720</u>	<u>August 7, 1998</u>
Application Number	Filing Date

<u>60/140,717</u>	<u>June 22, 1999</u>
Application Number	Filing Date

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose all information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

<u>PCT/US99/17793</u>	<u>Aug. 6, 1999</u>	
Application Number	Filing Date	Status: Patented, Pending, Abandoned
Application Number	Filing Date	Status: Patented, Pending, Abandoned

I HEREBY APPOINT THE FOLLOWING AS MY ATTORNEYS WITH FULL POWER OF SUBSTITUTION TO PROSECUTE THIS APPLICATION AND TRANSACT ALL BUSINESS IN THE PATENT OFFICE CONNECTED THEREWITH:

Karl A. Limbach	18,689	Stephen M. Everett	30,050	Cameron A. King	41,897
George C. Limbach	19,305	Alfred A. Equitz	30,922	Kyla L. Harriel	41,816
John K. Uilkema	20,282	Charles P. Sammut	28,901	Mayumi Maeda	40,075
Neil A. Smith	25,441	Mark C. Pickering	36,239	Michael R. Ward	38,651
Veronica C. Devitt	29,375	Patricia Coleman James	37,155	Roger S. Sampson	44,314
Ronald L. Yin	27,607	Kathleen A. Frost	37,326	Charles L. Hamilton	42,624
Gerald T. Sekimura	30,103	Alan A. Limbach	39,749	Andrew V. Smith	43,132
Michael A. Stallman	29,444	Douglas C. Limbach	35,249	Eric N. Hoover	37,355
Philip A. Girard	28,848	Seong-Kun Oh*		J. Thomas McCarthy	22,420
Michael J. Pollock	29,098			Joel G. Ackerman	24,307

* Recognition under 37 CFR 10.9(b)

Send correspondence to Limbach & Limbach L.L.P.
Attn: George C. Limbach
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San Francisco, CA 94111
Telephone: 415/433-4150

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor Ihab H. Elzind

Inventor's signature

Date

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Citizenship United States

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Full name of second joint inventor, if any,

Inventor's signature

Date

Residence

Citizenship

Post Office Address

Applicant or Patentee: IHAB H. ELZIND
Appln. or Patent No.:
Filed or Issued: HEREWITH
For: CELLULAR INTERNET PROTOCOL MODEM NETWORK

Attorney Docket No.: IHE-310USA

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS (37 CFR 1.9(f) and 1.27(b)) - INDEPENDENT INVENTOR

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled CELLULAR INTERNET PROTOCOL MODEM NETWORK described in

- ☒ the specification filed herewith with title as listed above.
☐ application no. , filed .
☐ patent no. , issued .

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

- ☒ no such person, concern, or organization
☐ persons, concerns or organizations listed below*

*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27).

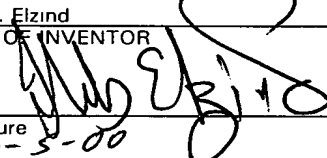
FULL NAME _____
ADDRESS _____
☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

FULL NAME _____
ADDRESS _____
☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

FULL NAME _____
ADDRESS _____
☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time or paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Ihab H. Elzind
NAME OF INVENTOR _____ NAME OF INVENTOR _____ NAME OF INVENTOR _____

Signature _____ Signature _____ Signature _____
Date 6-3-00 Date _____ Date _____